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8
9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON
11

12 UNITED STATES OF AMERICA,
13
14 Plaintiff,
15 v.
16 RADIO PALOUSE, INC.,
17 Defendant.

No. 2:24-CV-00111
COMPLAINT

18 Plaintiff, United States of America, on behalf of the Federal Communications
19 Commission (“FCC”), by and through Vanessa R. Waldref, United States Attorney for
20 the Eastern District of Washington, and Brian M. Donovan, Assistant United States
21 Attorney, complains and alleges as follows:

22 1. This action is brought by the United States of America, with jurisdiction
23 provided by 28 U.S.C. § 1345.

24 2. Venue is proper in this Court under 28 U.S.C. § 1391(b)(2) because a
25 substantial part of the events giving rise to this claim occurred in the Eastern District
26 of Washington.

27 3. Defendant, Radio Palouse, Inc., is a Corporation in the State of
28 Washington, within this Court’s jurisdiction.

1 A claim arose in connection with the Defendant’s September 2020 failure
2 to pay regulatory fees for fiscal year 2020, owed to the Federal Communications
3 Commission (“FCC”), pursuant to 47 U.S.C. §§ 159, 159A.

4 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
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1 the principal amount of **\$1,500.00**, plus interest at the rate of two percent
2 (2%) per annum in the amount of **\$99.92**; penalties at the rate of six
3 percent (6%) per annum in the amount of **\$674.88**; and administrative
4 fees of **\$820.81**; for a total of **\$3,095.61**, pursuant to 31 U.S.C. §§
5 3717(e) and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached
6 hereto and incorporated herein.

7 5. A claim arose in connection with the Defendant's September 2020,
8 failure to pay regulatory fees for fiscal year 2020, owed to the FCC, pursuant to 47
9 U.S.C. §§ 159, 159A.

10 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
11 the principal amount of **\$2,750.00**, plus interest at the rate of two percent
12 (2%) per annum in the amount of **\$183.19**; penalties at the rate of six
13 percent (6%) per annum in the amount of **\$414.86**; and administrative
14 fees of **\$1,208.06**; for a total of **\$4,556.11**, pursuant to 31 U.S.C. §§
15 3717(e) and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached
16 hereto and incorporated herein.

17 6. A claim arose in connection with the Defendant's September 2020 failure
18 to pay regulatory fees for fiscal year 2020, owed to the FCC, pursuant to 47 U.S.C. §§
19 159, 159A.

20 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
21 the principal amount of **\$315.00**, plus interest at the rate of two percent
22 (2%) per annum in the amount of **\$20.98**; penalties at the rate of six
23 percent (6%) per annum in the amount of **\$141.73**; and administrative
24 fees of **\$172.37**; for a total of **\$650.08**, pursuant to 31 U.S.C. §§ 3717(e)
25 and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached hereto and
26 incorporated herein.

1 7. A claim arose in connection with the Defendant's September 2020 failure
2 to pay regulatory fees for fiscal year 2020, owed to the FCC, pursuant to 47 U.S.C. §§
3 159, 159A.

4 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
5 the principal amount of **\$315.00**, plus interest at the rate of two percent
6 (2%) per annum in the amount of **\$20.98**; penalties at the rate of six
7 percent (6%) per annum in the amount of **\$141.73**; and administrative
8 fees of **\$172.37**; for a total of **\$650.08**, pursuant to 31 U.S.C. §§ 3717(e)
9 and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached hereto and
10 incorporated herein.

11 8. A claim arose in connection with the Defendant's September 2021 failure
12 to pay regulatory fees for fiscal year 2021, owed to the FCC, pursuant to 47 U.S.C. §§
13 159, 159A.

14 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
15 the principal amount of **\$2,745.00**, plus interest at the rate of one percent
16 (1%) per annum in the amount of **\$63.87**; penalties at the rate of six
17 percent (6%) per annum in the amount of **\$641.43**; and administrative
18 fees in the amount of **\$1,173.81**; for a total of **\$4,624.11**, pursuant to 31
19 U.S.C. §§ 3717(e) and 3711(g)(6), (7), 31 U.S.C. §§ 3717(e) and
20 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached hereto and
21 incorporated herein.

22 9. A claim arose in connection with the Defendant's September 2021 failure
23 to pay regulatory fees for fiscal year 2021, owed to the FCC, pursuant to 47 U.S.C. §§
24 159, 159A.

25 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
26 the principal amount of **\$1,510.00**, plus interest at the rate of one percent
27 (1%) per annum in the amount of **\$35.14**; penalties at the rate of six
28 percent (6%) per annum in the amount of **\$588.42**; and administrative

1 fees of **\$725.85**; for a total of **\$2,859.41**, pursuant to 31 U.S.C. §§
2 3717(e) and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached
3 hereto and incorporated herein.

4 10. A claim arose in connection with the Defendant's September 2021 failure
5 to pay regulatory fees for fiscal year 2021, owed to the FCC, pursuant to 47 U.S.C. §§
6 159, 159A.

7 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
8 the principal amount of **\$320.00**, plus interest at the rate of one percent
9 (1%) per annum in the amount of **\$7.44**; penalties at the rate of six
10 percent (6%) per annum in the amount of **\$124.70**; and administrative
11 fees of **\$153.82**; for a total of **\$605.96**, pursuant to 31 U.S.C. §§ 3717(e)
12 and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached hereto and
13 incorporated herein.

14 11. A claim arose in connection with the Defendant's September 2021 failure
15 to pay regulatory fees for fiscal year 2021, owed to the FCC, pursuant to 47 U.S.C. §§
16 159, 159A.

17 a. That as of January 22, 2024, Defendant is indebted to Plaintiff in
18 the principal amount of **\$320.00**, plus interest at the rate of one percent
19 (1%) per annum in the amount of **\$7.44**; penalties at the rate of six
20 percent (6%) per annum in the amount of **\$124.70**; and administrative
21 fees of **\$153.82**; for a total of **\$605.96**, pursuant to 31 U.S.C. §§ 3717(e)
22 and 3711(g)(6), and 28 U.S.C. §527. *See* Exhibit A attached hereto and
23 incorporated herein.

24 12. Demand has been made upon Defendant by Plaintiff for the sum due, but
25 the amount due remains unpaid.

26 WHEREFORE, Plaintiff prays for judgment against Defendant for **\$17,647.32**,
27 which reflects the amount due and owing as of January 22, 2024, and is inclusive of
28 interest at one percent (1%) per annum and penalties at six percent (6%),

1 administrative fees, and the award of Treasury and Department of Justice fees
2 pursuant to 31 U.S.C. §§ 3717(e) and 3711(g)(6), (7), 31 C.F.R. 285.12(j), 31
3 C.F.R. 901.1(f), and 31 C.F.R. 901.1(f), plus interest that will continue to accrue until
4 date of judgment.

5 Plaintiff further demands, pursuant to 28 U.S.C. § 1961, that interest on the
6 judgment be at the legal rate until paid in full.

7 Dated April 4, 2024.

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9 Vanessa R. Waldref
United States Attorney

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11 s/ Brian M. Donovan
Brian M. Donovan
Assistant United States Attorney
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